

United States District Court

FOR THE
NORTHERN DISTRICT OF CALIFORNIA
CRIMINAL DIVISION
VENUE: SAN FRANCISCO

FILED
07 DEC -4 PM 1:41
RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

E-filing

UNITED STATES OF AMERICA,

v.

SI

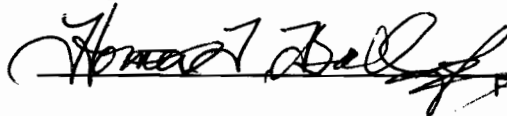
JUAN HERRERA-SANTOS

DEFENDANT.

INDICTMENT

Title 8, United States Code, section 1326 - Illegal
Reentry by an Alien After Deportation (Class C Felony)

A true bill.


Foreman

Filed in open court this 4 day of

Dec. 2007


Brenda Tolbert

Clerk


MARIA-ELENA JAMES

Bail, \$

no process

AO 257 (Rev. 6/78)

DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURTBY: ☐ COMPLAINT ☐ INFORMATION ☒ INDICTMENT
☐ SUPERSEDING**OFFENSE CHARGED**Title 8 U.S.C., Section 1326 -
Illegal Reentry by an Alien After
Deportation (Class C Felony)☐ Petty
☐ Minor
☐ Misdemeanor
☒ Felony**E-filing****PENALTY:**Maximum Prison Term of 20 Years;
Maximum Fine \$250,000;
Maximum Term of Supervised Release of 3 Years;
Mandatory Special Assessment of \$100.**PROCEEDING**Name of Complainant Agency, or Person (& Title, if any)
Department of Homeland Security/Immigration Customs Enforcement☐ person is awaiting trial in another Federal or State
Court, give name of court☐ this person/proceeding is transferred from another
district per (circle one) FRCrP 20, 21 or 40. Show
District☐ this is a reprosecution of
charges previously dismissed
which were dismissed on
motion of:☐ U.S. Att'y ☐ Defense☐ this prosecution relates to a
pending case involving this same
defendant☒ prior proceedings or appearance(s)
before U.S. Magistrate regarding
this defendant were recorded underSHOW
DOCKET NO.MAGISTRATE
CASE NO.

07-70692

Name and Office of Person
Furnishing Information on
THIS FORM**SCOTT N. SCHOOLS**☒ U.S. Att'y ☐ Other U.S. AgencyName of Asst. U.S. Att'y
(if assigned)

TAREK HELOU

Name of District Court, and/or Judge/Magistrate Location
NORTHERN DISTRICT OF CALIFORNIA

DEFENDANT - U.S.

JUAN HERRERA-SANTOS

DISTRICT COURT NUMBER

DEFENDANT**IS NOT IN CUSTODY**

- 1) ☐ Has not been arrested, pending outcome this proceeding.
If not detained give date any prior summons
was served on above charges
- 2) ☐ Is a Fugitive
- 3) ☐ Is on Bail or Release from (show District)

NORTHERN DISTRICT OF CALIFORNIA

IS IN CUSTODY

- 4) ☒ On this charge
- 5) ☐ On another conviction
- 6) ☐ Awaiting trial on other charges

☐ Fed'l ☐ State

If answer to (6) is "Yes", show name of institution

Has detainer
been filed? ☐ Yes ☐ NoIf "Yes"
give date
filed**DATE OF
ARREST**

Month/Day/Year

Or... if Arresting Agency & Warrant were not

Month/Day/Year

**DATE TRANSFERRED
TO U.S. CUSTODY**

11/13/2007

☐ This report amends AO 257 previously submitted**ADDITIONAL INFORMATION OR COMMENTS****PROCESS:**☐ SUMMONS ☒ NO PROCESS*☐ WARRANT Bail Amount: No bail

If Summons, complete following:

☐ Arraignment ☐ Initial Appearance

Defendant Address:

*Where defendant previously apprehended on complaint, no new summons
or warrant needed, since Magistrate has scheduled arraignment

Date/Time:

Before Judge:

Comments:

ORIGINAL

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RICHARD W. WILKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

SCOTT N. SCHOOLS (SCBN 9990)
United States Attorney

E-filing

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

CR 07

0764 SI

UNITED STATES OF AMERICA,

No.

Plaintiff,

VIOLATION: 8 U.S.C. § 1326 – Illegal
Reentry Following Deportation

v.

JUAN HERRERA-SANTOS,

SAN FRANCISCO VENUE

Defendant.

INDICTMENT

The Grand Jury charges:

On or about October 3, 2001, September 7, 2002, April 9, 2003, April 22, 2005, July 1,
2005, November 30, 2005, November 28, 2006, and February 22, 2007, the defendant,

JUAN HERRERA-SANTOS,

an alien, was excluded, deported and removed from the United States, and thereafter, on or about
September 17, 2007, was found in the Northern District of California, the Attorney General of the
United States and the Secretary for Homeland Security not having expressly consented to a re-

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INDICTMENT

1 application by the defendant for admission into the United States, in violation of Title 8, United
2 States Code, Section 1326.

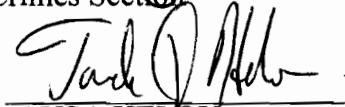
3
4 DATED: December 9, 2007

A TRUE BILL.

5
6 
FOREPERSON

7 SCOTT N. SCHOOLS
8 United States Attorney

9 
10 KYLE F. WALDINGER
11 Deputy Chief, Major Crimes Section

12 (Approved as to form: )

AUSA HELOU